

STATE OF SOUTH CAROLINA

(Caption of Case)

Application of Palmetto Telephone Communications,  
LLC to Expand Authority to Provide Local  
Exchange and Exchange Access Service to  
Customers Located in Certain Areas Currently  
Being Served by Frontier Communications of the  
Carolinas, Incorporated f/k/a

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2011 - 303 - C

(Please type or print)

Submitted by: C. Jo Anne Wessinger Hill

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition ☒ Request for item to be placed on Commission's Agenda expeditiously

☐ Other:

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
<input type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input checked="" type="checkbox"/> Letter	<input type="checkbox"/> Request
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certification
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input checked="" type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigation
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input checked="" type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition
<input checked="" type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other:
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest	
<input type="checkbox"/> Other:	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit	
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report	

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF**  
**SOUTH CAROLINA**  
**DOCKET 2011-303-C**

IN RE:

Application of Palmetto Telephone )  
Communications, LLC to Expand )  
Authority to Provide Local Exchange and )  
Exchange Access Service to Customers )  
Located in Certain Areas Currently Being )  
Served by Frontier Communications of the )  
Carolinas, Incorporated f/k/a Verizon )  
South, Incorporated and United Telephone )  
Company of the Carolinas, Incorporated )  
d/b/a CenturyLink and Request for Flexible )  
Regulation of Local Exchange Service )  
Offerings )  
\_\_\_\_\_ )

**MOTION TO AND/OR PETITION TO  
INTERVENE  
OF FRONTIER COMMUNICATIONS  
OF THE CAROLINAS,  
INCORPORATED  
(OUT OF TIME)**

By this motion, Frontier Communications of the Carolinas, Incorporated (“Frontier”), by and through undersigned counsel, hereby petitions and moves before the South Carolina Public Service Commission (“Commission”) pursuant to South Carolina Code of Regulations R 103-829, R. 103-825 and other applicable rules and regulations of the Commission for an order granting its request to file out of time a Petition to Intervene in Docket No. 2011-303-C. Due to an inadvertent mistake and error in filing such Petition and due to the ongoing and significant workload of the Legal department associated with and related to the current operating transition from Verizon to Frontier and other matters, Frontier did not file its Petition with the Commission by September 12, 2011. Frontier respectfully apologizes for any inconvenience this request may

cause the Commission, the Commission Staff, and the Applicant. In support of its petition, Frontier herein states as follows:

1. The Frontier is a corporation and entity existing under the laws of Delaware and has been certified by the Commission to provide, and is currently providing, local exchange, coin, access and intraLATA toll telecommunications services in South Carolina, which are services subject to the jurisdiction of the Commission. See, Order No. 09-769.

2. For purposes of this proceeding, Frontier's authorized and legal representatives in this matter, **to whom all correspondence or communications should be addressed, are:**

Afton R. Ellison  
FRONTIER COMMUNICATIONS OF  
THE CAROLINAS, INC.  
PO Box 7785  
Columbia, SC 29202  
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Steven W. Hamm, Esquire  
C. Jo Anne Wessinger Hill, Esquire  
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3. On or about August 10, 2011, the Commission established this proceeding via an issued Notice of Filing and Hearing upon the application of Palmetto Telephone Communications, LLC for the Commission to expand its authority of service into the territory of Frontier, specifically the Yemassee, Ehrhardt, Olar and Fairfax exchanges that are part of the service territory being served by Frontier, and which was previously served by Verizon South, Inc. until Public Service Commission Order No. 09-769 in Docket No. 2009-220-C approving the transaction between Frontier and Verizon South, Inc.

4. Because any decision of the Commission in this docket will have a direct impact on Frontier, Frontier has a direct, substantial and material interest in this docket and respectfully requests permission to intervene in this matter as a full party of record.

5. For good cause, Frontier now respectfully makes and presents this Motion and/or Petition to Intervene Out of Time due to an inadvertent mistake and error in filing such Petition before now. Due to the increasing workload of Frontier's Legal department associated with the ongoing and fully completing the transition from Verizon to Frontier and other legal and personnel matters, Frontier did not file its Petition with the Commission by September 12, 2011. Frontier is informed, believes and respectfully represents to the Commission that the filing of this petition out of time will not be detrimental to the progress or schedule of this docket.

6. It is the position of Frontier to assist the Commission in the development of a full and fair record to address the issues raised and determined in this proceeding. The position of Frontier, including good cause for the filing of this Petition out of time, in this matter will be more fully detailed at the hearing and/or after completion of any discovery.

7. Frontier is informed and believes that its request to be made a party of record in this docket is in the interest of the public, is consistent with the policies of the Commission for public participation in the matters before it, and is necessary for the development of a full and complete record to address the concerns and views of Frontier.

Accordingly, Frontier respectfully requests that the honorable South Carolina Public Service Commission (1) find that good and reasonable cause exists for the filing of this motion and/or petition to intervene out of time due to the expanding workload of its Legal Department in continuing the effective and comprehensive transition between Frontier and Verizon as provided in and in accordance with the Commission Order No. 09-769 and related closing documents, and in other matters; (2) grant its request and issue an Order in this docket permitting Frontier to participate in this proceeding as a full party of record with all attendant rights thereto; (3) allow Frontier to participate fully in the this proceeding and to take such positions as it deems

advisable and present such position to the Commission; and (4) grant such other and further relief as is just and proper.

Respectfully submitted this the 21<sup>st</sup> day of September, 2011.

FRONTIER COMMUNICATIONS OF THE CAROLINAS,  
INCORPORATED

BY: 

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Its Attorneys

**BEFORE  
THE PUBLIC SERVICE COMMISSION  
OF  
SOUTH CAROLINA**

**DOCKET 2011-303-C**

IN RE:

Application of Palmetto Telephone Communications, )  
LLC to Expand Authority to Provide Local Exchange )  
and Exchange Access Service to Customers Located in )  
Certain Areas Currently Being Served by Frontier )  
Communications of the Carolinas, Incorporated f/k/a )  
Verizon South, Incorporated and United Telephone )  
Company of the Carolinas, Incorporated d/b/a )  
CenturyLink and Request for Flexible Regulation of )  
Local Exchange Service Offerings )

**CERTIFICATE  
OF  
SERVICE**

This is to certify that I, Kathy J. Templeton, an employee of the firm of Richardson Plowden & Robinson, PA, have on September 27, 2011, served one (1) copy of the foregoing Motion/Petition, filed on behalf of Frontier Communications of the Carolinas, Inc. in the above-referenced matter to the person(s) named below by causing said copy to be deposited in the United States Postal Service (unless otherwise specified), first class postage prepaid and affixed thereto, and addressed as follows:

**VIA ELECTRONIC MAIL SERVICE AND  
U.S. MAIL**

M. John Bowen, Jr.  
Margaret M. Fox, Esq.  
**Palmetto Telephone Communications, LLC**  
McNair Law Firm, PA  
PO Box 11390  
Columbia, SC 29211

**VIA ELECTRONIC MAIL SERVICE  
AND U.S. MAIL**

Shealy Boland Reibold, Esq.  
**Office of Regulatory Staff**  
1401 Main Street, Suite 900  
Columbia, SC 29201

**VIA ELECTRONIC MAIL SERVICE AND  
U.S. MAIL**

The Honorable Jocelyn G. Boyd, Esquire  
Chief Clerk & Administrator  
The Public Service Commission of South Carolina  
101 Executive Center Drive (29210)  
P.O. Drawer 11649  
Columbia, SC 29210

September 27, 2011  
Columbia, SC 29201

  
\_\_\_\_\_  
Kathy J. Templeton